

04-12-01

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PATENT
HMD2000-1-CIPB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

jc929 U.S. PTO
09/833094
04/10/01

Applicants: Mark A. Sturza et al.

Examiner:

Serial No.:

Group Art Unit:

Title: **METHOD FOR UTILIZING
EXCESS COMMUNICATIONS
CAPACITY**

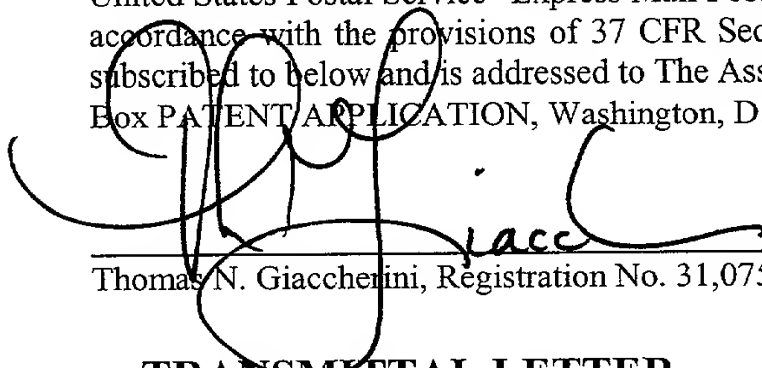
Filed: 10 April 2001

CERTIFICATE OF MAILING BY U.S.P.S. EXPRESS MAIL

Mailing Label Number
EL 776 133 099 US

Date of Deposit
10 April 2001

The undersigned hereby certifies that this document is being deposited with the United States Postal Service "Express Mail Post Office to Addressee Service" in accordance with the provisions of 37 CFR Sections 1.53 and 1.10 on the date subscribed to below and is addressed to The Assistant Commissioner for Patents, Box PATENT APPLICATION, Washington, D.C. 20231.


Thomas N. Giaccherini, Registration No. 31,075

Date

10 April 2001.

TRANSMITTAL LETTER
PATENT APPLICATION FILING UNDER
37 CFR SECTIONS 1.53 & 1.10 BY U.S.P.S. EXPRESS MAIL

The Assistant Commissioner for Patents
Box PATENT APPLICATION
Washington, D.C. 20231

Sir:

In accordance with the provisions of 37 C.F.R. Sections 1.10 and 1.53, please accept the enclosed Continuation-in-Part Patent Application entitled *Method for Utilizing Excess Communications Capacity*.

Contents of Patent Application

This Transmittal Letter is accompanied by a Continuation-in-Part Patent Application which includes:

38 Pages of Specification plus a title page including:

28 Claims including
2 Independent Claims and
26 Dependent Claims; and

21 Sheets of Drawings.

No Assignments, combined Declarations & Powers of Attorney are submitted at this time. No filing fee is submitted, nor is the Commissioner authorized to charge any fees to any deposit account. The Applicants intend to pay all fees connected with the filing of this Application when missing parts are submitted to the Patent Office.

Statement Regarding Small Entity Status

The Applicants and the Assignee hereby state that they qualify for all Small Entity Rates for fees charged by the United States Patent Office.

The Assistant Commissioner for Patents
Transmission of U.S. Patent Application
Attorney Docket No. HMD2000-1-CIPB

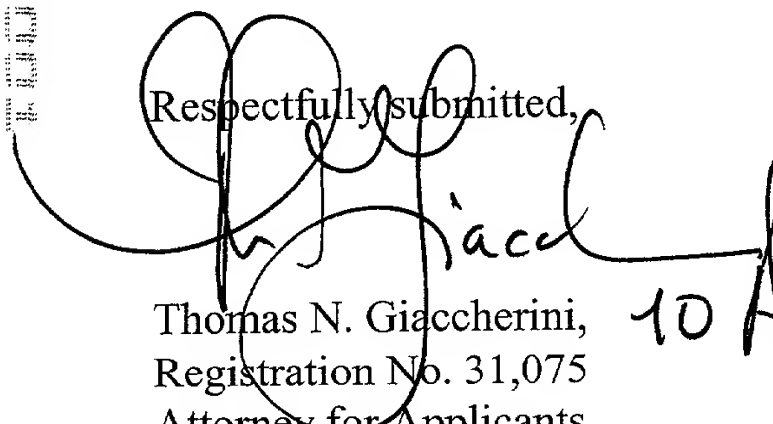
Page 3

Calculation of Filing Fee

The filing fee for this Application is calculated below:

| | No. Filed | Allowance | Excess | Rate | Total |
|--------------------------------|-----------|-----------|--------|-------|---------------|
| Filing Fee | | | | | \$ 710 |
| Total Claims | 28 | 20 | 8 | \$ 18 | \$ 144 |
| Independent Claims | 2 | 3 | 0 | \$ 78 | 0 |
| Multiple Dep. Claims | 0 | 0 | 0 | \$230 | 0 |
| SUBTOTAL | | | | | \$ 854 |
| 50% Small Entity Fee Reduction | | | | | \$ 427 |
| TOTAL FEE | | | | | \$ 427 |

Respectfully submitted,


Thomas N. Giaccherini,
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Attorney for Applicants

10 April 2001.

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Transmitted to the Patent Office by U.S.P.S. Express Mail Service,
Label No. EL 776 133 099 US, on Tuesday, 10 April 2001.